

Hon. Robert S. Lasnik

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

THE THOMPSONS FILM, LLC

Plaintiff,

v.

KIMBERLY BANKS, et. al.,

Defendants.

NO. 2:13-CV-00560-RSL

[PROPOSED] ORDER GRANTING  
MOTION TO DISMISS

This matter coming before the Court on the Motion to Dismiss, or for More Definite Statement, by Defendants Kimberly Banks, Eric Morris, Doan’Nhi Nguyen, and Gino Wall, and the Court having considered the Motion, and being fully advised, NOW HEREBY ORDERS:

Defendants’ Motion is hereby GRANTED.

Plaintiff’s First Amended Complaint is hereby dismissed with prejudice, and without leave to amend.

[Proposed] Order  
2:13-CV-00560-RSL - 1

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1 Defendants shall file any motion for recovery of costs and attorney fees pursuant to 17  
2 U.S.C. § 505 within 14 days of this Order.

3  
4 IT IS SO ORDERED.

5  
6 Dated this \_\_\_\_ Day of \_\_\_\_\_, 2013:

7  
8 \_\_\_\_\_  
UNITED STATES DISTRICT JUDGE

9  
10 Presented this 12<sup>th</sup> Day of November, 2013 by:

11  
12  
13 MATESKY LAW<sup>PLLC</sup>

14 /s/ Michael P. Matesky, II

15 Michael P. Matesky, II  
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19 Attorney for Defendants Kimberly Banks,  
20 Eric Morris, Doan’Nhi Nguyen, and Gino  
Wall

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically filed the foregoing with the Clerk of Court using the CM/ECF system on the date stated below, which will cause the foregoing to be electronically served on all parties of record who have consented to such electronic service.

I hereby certify that I have served the foregoing on the following parties via U.S. First Class Mail to the following addresses:

**Kyle Baxter**, 6933 Riverdale Drive SE, Olympia, WA 98501

**Tracy Clack**, 21304 40th Ave E, Spanaway, WA 98387

**Crystal Ewing**, 1518 SE 139th Ct., Vancouver, WA 98683

**Eldra Hardenbrook**, 2326 Woburn St., Bellingham, WA 98229

**Monika Mitchell**, 24204 SE 263rd Pl, Maple Valley, WA 98038

**Leroy Sunde**, 3335 S Graham St, Seattle, WA 98118

Dated this 12<sup>th</sup> day of November, 2013

/s/ Michael P. Matesky, II  
Michael P. Matesky, II